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AMENDMENTS TO LB 838

1                   1.     Strike original section 8 and insert the following  
2 new sections:

3                   "Section 1. Section 43-1904, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5                   43-1904. The board shall have the following powers and  
6 duties:

7                   (1) To meet not less than twice annually at the call of  
8 the chairperson to conduct its official business;

9                   (2) To require that at least five of the board members  
10 approve the awarding of grants made under subdivision (3)(b) of  
11 this section; and

12                   (3) To develop, one year after the appointment of the  
13 original board and annually thereafter, a state plan for the  
14 distribution and disbursement of money in the fund. The plan  
15 developed under this subdivision shall assure that an equal  
16 opportunity exists for the establishment and maintenance of  
17 prevention programs and the receipt of money from the fund in all  
18 geographic areas of this state. The plan shall be transmitted to  
19 the director, the Governor, and the Legislature and made available  
20 to the general public. In carrying out a plan developed under this  
21 subdivision, the board shall establish procedures for:

22                   (a) Developing and publicizing criteria for the awarding  
23 of grants for programs to be supported with money from the fund  
24 within the limits of appropriations made for that purpose;

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1           (b) Awarding grants to agencies, organizations, or  
2 individuals for community-based child abuse prevention programs.  
3 The programs shall provide education, public awareness, or  
4 prevention services. In awarding grants under this subdivision,  
5 consideration shall be given by the board to factors such as need,  
6 geographic location, diversity, coordination with or improvement of  
7 existing services, and extensive use of volunteers;

8           (c) Supporting and encouraging the formation of local  
9 child abuse councils;

10          (d) Consulting with applicable state agencies,  
11 commissions, and boards to help determine probable effectiveness,  
12 fiscal soundness, and need for proposed community-based educational  
13 and service prevention programs;

14          (e) Facilitating information exchange among groups  
15 concerned with prevention programs; ~~and~~

16          (f) Encouraging statewide educational and public  
17 awareness programs regarding the problems of families and children  
18 which (i) encourage professional persons and groups to recognize  
19 and deal with problems of families and children, (ii) make  
20 information regarding the problems of families and children and the  
21 prevention of such problems available to the general public in  
22 order to encourage citizens to become involved in the prevention of  
23 such problems, and (iii) encourage the development of community  
24 prevention programs; and

25          (g) Reviewing the recommendations of the 2003 report of  
26 the Governor's Children's Task Force and using proceeds from the  
27 sale of child abuse prevention plates allocated to the fund under

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1 section 6 of this act to assist with carrying out the  
2 recommendations of the report or other programs, as determined by  
3 the board, that address child abuse and neglect in Nebraska.

4           Sec. 2.   Section 43-1906, Revised Statutes Supplement,  
5 2002, is amended to read:

6           43-1906.   (1) There is hereby established the Nebraska  
7 Child Abuse Prevention Fund. The additional docket fee as provided  
8 in section 33-106.03, the additional charge for supplying a  
9 certified copy of the record of any birth as provided in sections  
10 71-612, 71-617.15, 71-627, and 71-628, proceeds from the sale of  
11 child abuse prevention plates allocated to the fund under section 6  
12 of this act, and all amounts which may be received from grants,  
13 gifts, bequests, the federal government, or other sources granted  
14 or given for the purposes specified in sections 43-1901 to 43-1906  
15 shall be remitted to the State Treasurer for credit to the Nebraska  
16 Child Abuse Prevention Fund. The fund shall be administered and  
17 disbursed by the department.

18           (2) Any money in the fund available for investment shall  
19 be invested by the state investment officer pursuant to the  
20 Nebraska Capital Expansion Act and the Nebraska State Funds  
21 Investment Act.

22           (3) In any one fiscal year, no more than twenty percent  
23 of the annually appropriated funds shall be disbursed to any one  
24 agency, organization, or individual.

25           (4) Funds allocated from the fund shall only be used for  
26 purposes authorized under sections 43-1901 to 43-1906 and shall not  
27 be used to supplant any existing governmental program or service.

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1 No grants may be made to any state department or agency.

2           Sec. 5.     (1) The Department of Motor Vehicles shall  
3 design license plates to be known as child abuse prevention plates.  
4 The department shall create designs reflecting support for  
5 preventing child abuse in Nebraska. The design shall be selected  
6 on the basis of (a) enhancing the marketability of the plates to  
7 supporters of the prevention of child abuse and (b) limiting the  
8 manufacturing cost of each plate to an amount less than or equal to  
9 the amount charged for license plates pursuant to subsection (5) of  
10 section 60-311. The department shall make applications available  
11 for each type of plate when it is designed. The department may  
12 adopt and promulgate rules and regulations to carry out this  
13 section and section 6 of this act.

14           (2) One type of child abuse prevention plates shall be  
15 consecutively numbered plates. The department shall (a) number  
16 the plates consecutively beginning with the number one, using  
17 numerals the size of which maximizes legibility and limiting the  
18 numerals to five characters or less, and (b) not use a county  
19 designation or any characters other than numbers on the plates.

20           (3) One type of child abuse prevention plates shall be  
21 personalized message plates. Such plates shall be issued subject  
22 to the same conditions specified for message plates in subsection  
23 (2) of section 60-311.11.

24           Sec. 6.     (1) A person may apply to the Department of  
25 Motor Vehicles for child abuse prevention plates in lieu of regular  
26 license plates on an application prescribed and provided by the  
27 department for any passenger vehicle, farm truck, self-propelled

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1 mobile home, cabin trailer, or commercial truck registered for ten  
2 tons gross weight or less pursuant to section 60-302. An applicant  
3 receiving a child abuse prevention plate for a farm truck with a  
4 gross weight of over sixteen tons or for a commercial truck or  
5 truck-tractor registered for a gross weight of five tons or over  
6 shall affix the appropriate tonnage sticker to the plate. The  
7 department shall make forms available for such applications through  
8 the county treasurers or designated county officials as provided in  
9 section 60-302.

10 (2) (a) Each application for initial issuance of  
11 consecutively numbered child abuse prevention plates shall be  
12 accompanied by a fee of thirty dollars. An application for renewal  
13 of such plates shall be accompanied by a fee of thirty dollars.  
14 The county treasurer or designated county official subdivision  
15 shall remit the fees to the State Treasurer. The State Treasurer  
16 shall credit one-sixth of the fees for initial issuance and renewal  
17 of such plates to the Department of Motor Vehicles Cash Fund and  
18 five-six of the fees to the Nebraska Child Abuse Prevention Fund.

19 (b) Each application for initial issuance of personalized  
20 message child abuse prevention plates shall be accompanied by a fee  
21 of forty dollars. An application for renewal of such plates shall  
22 be accompanied by a fee of forty dollars. The county treasurer or  
23 designated county official shall remit the fees to the State  
24 Treasurer. The State Treasurer shall credit seventy-five percent  
25 of the fees for initial issuance and renewal of such plates to the  
26 Department of Motor Vehicles Cash Fund and twenty-five percent of  
27 the fees to the Nebraska Child Abuse Prevention Fund.

1           (3) When the department receives an application for child  
2 abuse prevention plates, the department shall deliver the plates to  
3 the county treasurer or designated county official of the county in  
4 which the vehicle is registered. The county treasurer or  
5 designated county official shall issue child abuse prevention  
6 plates in lieu of regular license plates when the applicant  
7 complies with the other provisions of law for registration of the  
8 vehicle. If child abuse prevention plates are lost, stolen, or  
9 mutilated, the licensee shall be issued replacement plates pursuant  
10 to section 60-324.

11           (4) (a) The owner of a vehicle bearing child abuse  
12 prevention plates may make application to the county treasurer or  
13 designated county official as provided in section 60-302 to have  
14 such plates transferred to a motor vehicle other than the vehicle  
15 for which such plates were originally purchased if such vehicle is  
16 owned by the owner of the plates.

17           (b) The owner may have the unused portion of the fee for  
18 the child abuse prevention plates credited to the other vehicle  
19 which will bear the plates at the rate of eight and one-third  
20 percent per month for each full month left in the registration  
21 period.

22           (c) Application for such transfer shall be accompanied by  
23 a fee of three dollars. Fees collected pursuant to this subsection  
24 shall be remitted to the State Treasurer for credit to the  
25 Department of Motor Vehicles Cash Fund.

26           (5) If the cost of manufacturing child abuse prevention  
27 plates at any time exceeds the amount charged for license plates

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1 pursuant to subsection (5) of section 60-311, any money to be  
2 credited to the Nebraska Child Abuse Prevention Fund shall instead  
3 be credited first to the Highway Trust Fund in an amount equal to  
4 the difference between the manufacturing costs of child abuse  
5 prevention plates and the amount charged pursuant to subsection (5)  
6 of section 60-311 with respect to such plates and the remainder  
7 shall be credited to the Nebraska Child Abuse Prevention Fund.

8           Sec. 12.   Original section 43-1904, Reissue Revised  
9 Statutes of Nebraska, sections 43-1906, 60-311.11, and 60-315,  
10 Revised Statutes Supplement, 2002, and sections 60-310 and  
11 60-311.02, Revised Statutes Supplement, 2003, are repealed."

12           2.   On page 2, line 19, strike "2" and insert "4".

13           3.   On page 6, line 25; page 9, line 23; and page 11,  
14 lines 17 and 18, strike "section 2" and insert "sections 4 and 6".

15           4.   Renumber the remaining sections accordingly.